

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

NIVAGEN PHARMACEUTICALS, INC.,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 24-846-GBW
)	
AMNEAL PHARMACEUTICALS, INC.,)	JURY TRIAL DEMANDED
AMNEAL PHARMACEUTICALS of)	
NEW YORK, LLC, AMNEAL)	
PHARMACEUTICALS LLC, AMNEAL)	PUBLIC VERSION
PHARMACEUTICALS PVT LTD., and)	
AMNEAL EU, LTD.)	
)	
Defendants.)	

**LETTER TO THE HONORABLE GREGORY B. WILLIAMS
FROM BINDU A. PALAPURA**

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Dated: October 1, 2024
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VIA ELECTRONIC FILING

The Honorable Gregory B. Williams
U.S. District Court for the District of Delaware
J. Caleb Boggs Federal Building
844 N. King Street
Wilmington, DE 19801-3555

PUBLIC VERSION

Re: *Nivagen Pharmaceuticals, Inc. v. Amneal Pharmaceuticals, Inc., et al.*,
C.A. No. 24-846-GBW

Dear Judge Williams:

I write on behalf of Plaintiff Nivagen Pharmaceuticals, Inc. (“Nivagen”) concerning the Court’s Order for Nivagen to post a bond in the amount of \$30,000,000. D.I. 63. Nivagen appreciates the resources that the Court devoted to Nivagen’s motion for a temporary restraining order and a preliminary injunction, but regrettably is unable to post the \$30M bond by today’s deadline.

As explained in Nivagen’s papers, it is a small company [REDACTED]
[REDACTED]. Nivagen diligently worked [REDACTED] to post the bond. Due to
the bond underwriting process [REDACTED]
[REDACTED] Nivagen has been
unable to complete this process.

Counsel is available if the Court has any questions.

Respectfully,

/s/ Bindu A. Palapura

Bindu A. Palapura

BAP:nmt/11746122 / 23316.00002

cc: Clerk of Court (via hand delivery)
Counsel of Record (via electronic mail)